

May 4, 2021

At 7:00 PM, Mayor Stumpf called the meeting to order and led the Pledge to the Flag. Due to Covid-19, the Board is meeting in the room next to the Board room so that all can social distance and Public can attend if they so desire.

The following were present:

John Stumpf	Mayor
Patricia Sherwood	Trustee
Darwin Dominessy	Trustee
Trista Reisdorf	Trustee
Brandon Stearns	Trustee
Marcia Spencer	Clerk

OTHERS PRESENT: Superintendent of Public Works Daren Smith, Residents: Doug and Sue Heckathorn, and DVFD Chief Jeremy Lavery.

MINUTES

Trustee Sherwood seconded by Trustee Stearns moved suspension of the reading of the Minutes of the previous board meetings of April 6, 2021 inasmuch as Board members had been supplied copies. Carried. Mayor Stumpf announced that corrections and alterations would then be heard, and concluding there were none, the minutes stand approved. Carried.

PUBLIC

Doug and Suzanne Heckathorn were in attendance to find out what could be done about the erosion caused by Gheney Brook in their backyard. Superintendent Daren Smith had met with Bob Schenk from Cattaraugus County Soil and Conservation to review the Heckathorn's concerns. Ultimately, because the problem is occurring on private property and the Village is not incurring any damage to the road, etc. it would be the resident's responsibility.

DEPARTMENT REPORTS

Fire Chief Jeremy Lavery reported the following:

For the month of April there were 38 total calls.

<u>EMS</u>		<u>STRUCTURE FIRE</u>	
Village	17	Town of Yorkshire	2
Town of Yorkshire	8		
Town of Freedom	2	Machias	1
Machias	2	<u>AUTO ACCIDENT</u>	
Yorkshire	1	Town of Yorkshire	2
Farmersville	1		
<u>HAZARD CALL</u>		<u>AUTOMATIC FIRE ALARM</u>	
Town of Yorkshire	1	Town of Yorkshire	1

Chief Lavery reported that Calvin Pataye had resigned from the DVFD.

Election Results for the Fire Co. are as follows:

Haley Hazeltine, President
Steve Dominessy, Vice President
Chief Jeremy Lavery
1st Assistant to the Chief, Jeff Holmes
2nd Assistant to the Chief, Andy Eastman
Secretary/Treasurer, Donna Lavery

Election Results for the Rescue Squad are as follows:

Chris Hazeltine, Captain
Joe Neamon, Lieutenant
Patty Tierney, Lieutenant
Haley Hazeltine, Secretary
Joe Kozak, Treasurer

Chief Lavery requested the Board approve the application of Cody Chamberlain to the DVFD.

#318 APPLICATION TO JOIN FIRE DEPT

It was moved by Trustee Sherwood, seconded by Trustee Reisdorf to approve Cody Chamberlain's application to join the DVFD.

Trustee Dominessy aye, Trustee Reisdorf aye, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 5 ayes, 0 nays, absent. Carried.

Superintendent of Public Works Daren Smith reported the following:

- 1.) Met with soil and water – private property not endangering water lines; recommended that the village clear out deceleration pond.
- 2.) Springs – some dead trees came down.
- 3.) Property next to the springs was sold.
- 4.) NYS will start to mill Route 16 in a couple of weeks. Crosswalks were discussed, with the Village Clerk recommending that a letter be sent to the State requesting signage. Supt. Smith stated he had a contact and would look into it.

#319 REQUEST SIGNAGE AT CROSSWALKS

It was moved by Trustee Reisdorf, seconded by Trustee Stearns to authorize the clerk to send a letter to NYS DOT in the event that Daren can't reach anyone on having the crosswalks marked and signage installed.

Trustee Dominessy aye, Trustee Reisdorf aye, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 5 ayes, 0 nays, absent. Carried.

Clerk Marcia Spencer reported the following:

- 1.) All board members supplied with copy of cash receipts
- 2.) As of May 4, 2021 \$17,328.84 remains unpaid in water
- 3.) Prepared vouchers, abstract
- 4.) Issued handicapped parking permits

- 5.) Working on clearing out old records
- 6.) Routine correspondence and phone calls

COMMUNICATIONS

- 1.) Email received from NYCOM – update on 2021 Legislative Session.
- 2.) Emails received from Charter Communications – upcoming changes in channels and rates.
- 3.) NYCOM – no increase in dues for the 11th Consecutive Year.

UNFINISHED BUSINESS

- 1.) Award Trash pickup contract

#320 2021-2024 TRASH CONTRACT

It was moved by Trustee Dominessy, seconded by Trustee Sherwood to award the trash contract to MRC who were the only bidder.

Trustee Dominessy aye, Trustee Reisdorf aye, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 5 ayes, 0 nays, absent. Carried.

NEW BUSINESS

- 1.) Fee for unpaid taxes

#321 IMPOSING A FEE FOR THE NOTICE OF UNPAID TAXES RESOLUTION

It was moved by Trustee Reisdorf, seconded by Trustee Sherwood to make the following resolution:

WHEREAS: Section 987 of the Real Property Law mandates the annual mailing of a notice of unpaid taxes to each owner of real property upon which taxes remain unpaid; and

WHEREAS: effective January 1, 1995, Section 987 of the Real Property Tax Law authorizes the governing body of a municipal corporation to adopt a resolution to impose a fee of up to \$2.00 per parcel to offset the expenses of complying with this mandate,

THEREFORE BE IT RESOLVED that effective May 4, 2021 the Village of Delevan does hereby provide for the imposition of a fee of an amount of \$1.00 chargeable against each parcel for which a notice of unpaid taxes is mailed in compliance with Section 987 of the Real Property Tax Law.

Trustee Dominessy aye, Trustee Reisdorf absent, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 3 ayes, 0 nays, 1 absent. Carried.

- 2.) Tax Warrant

#322 TAX WARRANT RESOLUTION

It was moved by Trustee Reisdorf, seconded by Trustee Sherwood to make the following resolution:

RESOLVED: that the tax levies totaling \$105,568.00 as extended upon the roll of the Village of Delevan are hereby approved, and be it further

RESOLVED: that the mayor and clerk hereby are authorized and directed to sign and attach the warrant with the official Village seal hereto under the day of May 4, 2021.

Trustee Dominessy aye, Trustee Reisdorf absent, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 3 ayes, 0 nays, 1 absent. Carried.

- 3.) Price of Trash Sticker – discussion was had on the price of trash stickers, the increase of the garbage contract and also going to one sticker vs. two stickers. Stickers will be phased in - residents can continue to use the stickers they have purchased until they run out.

#323 INCREASE THE PRICE ON TRASH STICKERS

It was moved by Trustee Sherwood, seconded by Trustee Stearns to increase the price of garbage stickers to \$2.00 for up to a 30 gallon bag.

Trustee Dominessy aye, Trustee Reisdorf absent, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 3 ayes, 0 nays, 1 absent. Carried.

- 4.) Cat problem – Trustee Reisdorf mentioned that there are many, many cats in the Cobb Avenue area – discussion ensued on whether they are wild cats or domesticated, zoning etc.
- 5.) Combination door – Chief Lavery informed the board that he wants to update the fire department door with a key fob system; he had a quote of \$2,172.00 from a local firm that would be available if problems arose with the system. The Board had no problem with the change but informed Chief Lavery that it would have to come out of the fire department budget.

PAY CLAIMS

The bills for the previous month of April were presented and audited. It was moved by Trustee Sherwood seconded by Trustee Reisdorf make payment of \$13,533.46 Abstract #12, \$11,510.33 in General Fund Claims and \$2,023.13 in payment of Water Fund Claims.

Trustee Dominessy aye, Trustee Reisdorf aye, Trustee Sherwood aye, Trustee Stearns and Mayor Stumpf aye. 5 ayes, 0 nays, absent. Carried.

ADJOURNMENT

At 8:02 PM it was moved by Trustee Reisdorf seconded by Trustee Sherwood to adjourn. Carried.

Marcia J. Spencer, Village Clerk